

**MINUTES
BREVARD CITY COUNCIL
Regular Meeting
June 4, 2012 – 7:00 PM**

The City Council of the City of Brevard met in regular session on Monday, June 4, 2012 in the Council Chambers of City Hall with Mayor Jimmy Harris presiding.

Present: Mayor Jimmy Harris, Mayor Pro Tem Mac Morrow, Council Members Rodney Locks, Charlie Landreth, Wes Dickson and Maurice Jones.

Staff Present: City Manager Joe Moore, City Attorney Mike Pratt, City Clerk Desiree Perry, Finance Director Jim Fatland, Public Service Director David Lutz, Planning Director Josh Freeman, Building & Grounds Director Lynn Goldsmith, Managers Exec. Assistant Jeanette Owen, Firefighter Wes Rogers, Engineering & Utility Director Jay Johnston, Assistant Planning Director Brad Burton, Police Chief Phil Harris, and Firefighter Mark Norton.

Press: Derek McKissock, Transylvania Times

Call to Order and Welcome – Mayor Harris called the meeting to order, welcomed those present then introduced Council members, City Attorney, Manager and Clerk.

Invocation and Pledge of Allegiance - Pastor Alan Perry, Brevard Community Church offered an invocation. Mayor Harris led in the Pledge of Allegiance to the Flag.

Certification of Quorum – The City Clerk certified a quorum present.

Approval of Agenda – Mr. Morrow moved the Agenda be amended to add upon the Consent Agenda the appointment of Mr. Kirk Hooper to serve as a replacement to Mr. Bart Love on the Fireman's Relief Fund, and to approve the Agenda as amended. Motion was seconded by Mr. Locks and passed unanimously.

Approval of Minutes - None

Certificates/Awards/Recognition - None

Special Presentation(s) - None

Public Hearings - None

Public Participation

Mr. Danny McMahan, Treasurer VFW, accompanied by Commander Holden, presented a document signed by 29 veterans as witness that the VFW has had various types of indoor recreation/amusements over the past 30 years, such as pin ball machines, dart boards, billiards. (Exhibit A) They believe this evidence supports their position that, Option 1 described at the previous Council meeting, has been met and they qualify as being grandfathered and may now be allowed to have a game room license. Closed by sharing their ability to receive revenue from the game machines is important to their organization.

Mayor Harris explained their game room license request will likely be placed upon Council's next regular meeting scheduled for June 18th.

Dr. Marty Ingram, ND, 76 Ecusta View Drive, accompanied by several others in the audience, spoke in opposition to re-introduce fluoride into the City's water supply. Research has shown that fluorides protective effect against tooth decay comes from topical application (as in toothpaste) rather than ingestion. They are opposed to the community being mass medicated with fluoride due to its questionable benefit to risk ratio; fluoride is not a required nutrient for the human body. Council was provided a copy of her letter dated June 4, 2012, describing their objections, including a list of ten arguments against fluoridation. (Exhibit B)

Dr. Stewart Trimble, MD, 59 Morningside Drive, spoke in opposition to re-introduce fluoride into the City's water supply due to health risk outweighs potential benefit. Once fluoride is added, all who consume will not have a choice but to ingest fluoride, which, for some, can cause medical complications.

Ms. Ann Buchman, 163 Riversedge Road, spoke in opposition to re-introduce fluoride into the City's water supply. She works for Gaia Herbs in Marketing and has recently read three negative reports on cities who add fluoride into their public water supply that has resulted in a negative impact upon businesses within their cities. Not only are there concerns with respect to the health risk of adding fluoride, it can also have a negative economic development impact as fluoride can interact with products produced. Could also have a negative impact upon tourism.

Mayor Harris asked when the fluoride issue might come before Council.

Mr. Moore replied the Transylvania County Health Department was asked to study this subject and will make their report to Council in the near future, perhaps within a few months.

Consent Agenda– Mayor Harris explained Consent Agenda items are considered routine and are enacted by one motion. He read aloud the items listed and asked if Council desired to remove an item for discussion, or, add an item(s) to the Consent Agenda.

Mr. Morrow moved, seconded by Mr. Locks, the Consent Agenda, as previously amended, be approved as presented. Motion carried unanimously. The following four items were approved:

Consent Item K-1 - Resolution No. 2012-14 Approving audit contract for year ending June 30, 2012.

**RESOLUTION NO. 2012-14
A RESOLUTION AWARDING CONTRACT FOR THE AUDITING OF THE
CITY'S FINANCIAL STATEMENTS AND ACCOUNTS FOR THE
YEAR ENDING JUNE 30, 2012**

WHEREAS, the City of Brevard conducts an annual independent audit of its financial statements and accounts in accordance with the North Carolina Local Government Budget and Fiscal Control Act, as amended; and

WHEREAS, the city desires to award contract for the performance of the audit of its financial statements and accounts ending June 30, 2012 to the firm of Gould Killian CPA Group, P.A.;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA:

Section 1. The firm of Gould Killian CPA Group, P.A. is hereby awarded contract for the performance of the City's annual audit of its financial statements and accounts for the fiscal year ending June 30, 2012 for the contract price of \$29,900. This audit shall be performed under the single audit basis.

Section 2. The Mayor, City Manager and Finance Officer are hereby authorized and directed to execute the standard Local Government Commission contract with Gould Killian CPA Group, P.A. for said audit.

Section 3. After execution by the auditor and City, said contract for the City's audit shall be forwarded to the North Carolina Local Government Commission for its approval and execution as prescribed by law.

Section 4. This Resolution shall become effective upon its adoption and approval.

Adopted and approved this the 4th day of June, 2012.

Consent Item K-2 - Two appointments to Brevard ABC Board of Directors. Appointed Mr. Cameron Kendrick Austin to serve on the ABC Board filling a vacant position and the term will expire June 2015.

Appointed Mr. LeRoy Henry Cowan to serve on the ABC Board filling a vacant position and the term will expire June 2015.

Consent Item K-3 - Game Room License to operate electronic phone card sweepstake machines granted to Mr. Daniel Tuggle, Business Owner and tenant, located at 150 N. Caldwell Street, Brevard.

Consent Item K-4 - Appointed Mr. Kirk Hooper to serve on the Fireman Relief Fund filling the unexpired term from previous member, Mr. Bart Love, with the term to expire January 2013.

Unfinished Business - None

New Business - None

Remarks by Officials

Mayor Harris commended City staff for their work on the proposed budget and that their and Council's financial management has resulted in the City being in very good shape. Commended the Heart of Brevard for the good and successful White Squirrel Festival, and looks forward to our next event - Independence Day.

Mr. Morrow encouraged attendance at the Land-of-Sky Regional meeting scheduled for tomorrow night, June 5th, from 5-7 p.m. in the Library Rogow Room to view and provide input on the regional bike plan and network.

Mr. Jones expressed appreciation to staff for their work on the proposed budget and information provided at the workshop held earlier today.

Closed Session

Mayor Harris asked City Attorney if it would be appropriate to convene a closed session for the purpose to discuss a **potential litigation** matter. City Attorney advised it would be appropriate pursuant to **GS § 143-318.11. (a)(3)** along with the appropriate motion, second and vote.

At 7:44 p.m. Mr. Landreth moved, seconded by Mr. Dickson, Council go into closed session to discuss potential litigation. Motion carried unanimously. {A three minute recess took place in order to allow all who were not authorized to remain to leave Council Chambers.}

Adjourn Closed Session to Regular Session – At 8:35 p.m. Council resumed the meeting in regular session.

No official action was taken in closed session and the Minutes of the Closed Session are authorized to be sealed.

Adjourn - There being no further business before Council, Mr. Landreth moved, seconded by Mr. Dixon, the meeting be adjourned. Motion carried. Meeting adjourned at 8:35 p.m.

s/Jimmy Harris, Mayor

s/Desiree D. Perry, City Clerk

Minutes Approved: July 16, 2012

EXHIBIT A
Minutes - Brevard City Council
June 4, 2012 Meeting

RECEIVED
6/14/12

6-4-2012
Presented to Council
members just prior to
the start of the meeting.

City Of Brevard
Planning Department
Attention Josh Freeman
95 Main Street
Brevard, NC 28712

Mr. Freeman,

It was recently discussed at a Brevard City Council meeting that one option offered in order for the Veteran Of Foreign Wars (VFW) to continue its "indoor amusement" activities was to give your office documentation. I offer to you my statement of knowledge and fact that amusement activities have been a usual and customary event at the VFW for over thirty years.

Sincerely,

Cc:
Mayor Jimmy Harris
Councilman Charlie Landreth
Councilman Maurice Jones
Councilman Rodney Locks
Councilman Mac Morrow
Councilman Wes Dickson

Such as Pool, Darts, and Billiards.
Joe Smith US ARMY O.M.
Donald Reese US ARMY
Lynwood Hines SAL

Steve Sales
Lori Swank
Mike Oliver
Tom Norton - USN

Steve Sales USMC
Harry Pearson USN
C.N. Hutchins, J USAF
Bart Bonar USAF
JOHN RECTOR US ARMY
RAYMOND O'NEAL USN
Michael O'Grady ARMY
Tony O' ARMY
Norman L. Suffer USA
Allen O'Neil US Army N.G.

Jerry Dwan ARMY
Lynn Hinkle USN
Lewis Powell USN
D.J. Rhodes USAF
Mike Woodward
Ron Smith
Phelp Vazquez SAL
Robert Hamph
Lorraine Mitchell
HERNAN CROWDER - SAL
Gary Smith

EXHIBIT B
Minutes - Brevard City Council
June 4, 2012 Meeting

*Co-4-2012
Presented to City Council
during Public Participation
by Dr. Ingram.
D. Perry, City Clerk*

June 4, 2012

Marty Ingram
76 Ecusta View Dr.
Brevard, NC 28712

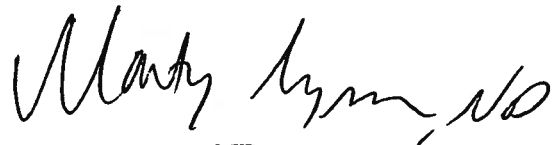
Dear City Council Members,

A considerable number of Brevard citizens are concerned about the proposition of re-introducing fluoride to our water supply. Research has shown that fluoride's protective effect against tooth decay comes from topical application (as in toothpaste) rather than ingestion, and that many health effects have been associated with the accumulation of this compound when taken internally. Infants fed formula made with fluoridated water have a very high risk of dental fluorosis, causing permanent damage to the developing teeth. Fluoride also poses risks to the developing brain and skeletal system of children. Ingested fluoride is stored in the bones over a lifetime and may increase the risk for bone fracture and bone cancer. It is also known to impair thyroid function. For more information and to review the research about these and other possible health effects, please visit www.fluoridealert.org. I have also included a list of ten arguments against fluoridation on the reverse of this letter.

We are opposed to our community being mass medicated with fluoride due to its questionable benefit to risk ratio. Fluoride is not a required nutrient for the human body. The silicofluoride that would be put into our drinking water is not the naturally occurring calcium fluoride, but rather an industrial waste product. Once fluoride is introduced into the water supply it is difficult to remove as it passes right through most water filters due to its small molecular size. Individuals should be able to choose whether or not they want to take fluoride internally. Like any other medication, fluoride should be targeted to individuals whose health practitioners determine they need it rather than dosing the entire population.

There are many possible factors contributing the increased incidence of dental caries in our community, such as poor nutrition and the ever-increasing consumption of soft drinks. A 2005 Tufts University study revealed that sodas and fruit-flavored drinks have replaced white bread as the number one calorie source in America! The sugars and acids in these beverages are well known to promote tooth decay. Just adding fluoride to our water does not in any way replace the need for good nutrition, dental hygiene, and regular dental visits.

Yours in health,



Marty Ingram, ND

drmarty@throughwoods.com

EXHIBIT B
Minutes - Brevard City Council
June 4, 2012 Meeting

3/3/12

Top Ten Arguments Against Water Fluoridation



HOME FLUORIDE DANGERS TAKE ACTION NEWS ARCHIVE VIDEO ABOUT FAN FAQ

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Enter email address

Top Ten Arguments Against Water Fluoridation

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- 1. Fluoridation is a violation of the individual's right to informed consent to medication.**
- 2. Fluoride is not an essential nutrient.** No biological process in animals or humans has been shown to depend on it. On the contrary, it is known that fluoride can interfere with many important biological processes and vital cellular constituents, such as enzymes and G-proteins. This makes fluoride potentially toxic even at low doses.
- 3. Children in fluoridated countries are greatly over-exposed to fluoride.** When fluoridation began in 1940s, 10% of children were expected to develop dental fluorosis (damage to the enamel involving discoloration and/or mottling) in its very mild form. Today, the prevalence in fluoridated countries is much higher—41% of all American children aged 12-15 are now impacted with some form of dental fluorosis (CDC, 2010), with over 10% in categories (mild, moderate and severe) that may need expensive treatment.
- 4. The chemicals used to fluoridate water supplies are largely hazardous by-products of the fertilizer industry.** These chemicals cannot be disposed of into the sea by international law, and have never been required to undergo randomized clinical trials for safety or effectiveness by any regulatory agency in the world. The U.S. FDA classifies fluoride as an "unapproved drug."
- 5. There is mounting evidence that swallowing fluoride causes harm.** Fluoride has been found to damage soft tissues (brain, kidneys, and endocrine system), as well as teeth (dental fluorosis) and bones (skeletal fluorosis). There are now 24 studies that show a relationship between fairly modest exposure to fluoride and reduced IQ in children. Two of these studies suggest that the threshold for damage may be reached at fluoride levels similar to those used in water fluoridation.
- 6. Swallowing fluoride provides little or no benefit to the teeth.** Even promoters of fluoridation agree that fluoride works topically (on the outer surface of the teeth), and not via some internal biological mechanism (CDC, 1999). A recent U.S. study found no relationship between the amount of fluoride a child ingested and level of tooth decay (Warren et al., 2009). Topical treatment in the form of fluoridated toothpaste is universally available, so it is a mistake to swallow fluoride and expose all the tissues of the body to its harmful effects.
- 7. Human breast milk is very low in fluoride.** Breast milk averages only 0.007 ppm F (NRC, 2006). Even in areas with high fluoride levels, nursing children receive only a small fraction of the mother's fluoride intake, ensuring that the sensitive brains and bodies of breast-fed infants are protected from the developmental effects of this toxin. In contrast, a bottle-fed baby in a fluoridated area (0.7-1.2 ppm F) gets up to 200 times more fluoride than a breast-fed baby, resulting in an increased risk of dental fluorosis and other adverse effects.
- 8. Once fluoride is added to water, there is no way to control who gets the drug or how much is ingested.** No medical follow-up or monitoring of fluoride levels in citizens' urine or bones is being carried-out by health agencies and so no record is being kept of adverse effects or daily or accumulated exposures.
- 9. Certain subgroups are particularly affected by fluoridation.** People vary considerably in their sensitivity to any toxic substance, including fluoride. Infants, the elderly, diabetics, those with poor nutrition (e.g. low calcium and low iodine), and those with kidney disease are especially vulnerable to specific adverse effects of fluoride. Black and Mexican-Americans have a higher prevalence of the more severe forms of dental fluorosis (see Table 23, CDC, 2005).
- 10. Fluoridation discriminates against those with low incomes.** People on low incomes are least able to afford avoidance measures (reverse osmosis or bottled water), or treatment of dental fluorosis (see Point 3) and other fluoride-related ailments (see Point 5).

Find Out 50 MORE Reasons Against Fluoride